

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

FILED
JAMES BONINI
CLERK

05 MAY 24 PM 4:48

MARY E. LENTZ,

Plaintiff,

v.

CINCINNATI INSURANCE
COMPANY, *et al.*

Defendants.

Cause No. 1:01-cv-599-MHW

(Judge Watson)

MOTION TO APPEAR *PRO HAC VICE*

Ohio counsel for the Plaintiff and the Plaintiff, Mary E. Lentz, respectfully request the Court to grant leave for Nicholas D. Conway to appear *Pro Hac Vice* on behalf of the Plaintiff in this action. In support of the motion, counsel states:

1. This is an action by employee Mary E. Lentz against Cincinnati Insurance Company, *et al.* for claims under Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e *et seq.*, and various state law tort claims.
2. This matter was transferred to this Court from the United States District Court, Southern District of Indiana, Indianapolis Division.
3. Mr. Conway is an attorney at law and a member in good standing of the Bar in the State of Indiana. *See* Exhibit #1. He has been admitted to practice before the Seventh Circuit Court of Appeals, the Southern and Northern Districts of Indiana, and the Indiana Supreme Court. He is a member of the law firm of MICHAEL K. SUTHERLIN & ASSOCIATES.
4. The Plaintiff respectfully seeks representation by Nicholas D. Conway.

5. Rule 83.4(c) of the Local Rules of the United States District Court for the Southern District of Ohio states:

Participation by Co-counsel. Any member in good standing of the bar of the highest court of any State, who is not otherwise eligible to become a member of the bar of this Court, may be permitted to appear and participate as counsel or co-counsel upon motion of the trial attorney for any party. A motion for permission to appear *pro hac vice* shall be accompanied by a current certificate of good standing by the highest court of any state, and the tender of a \$50 fee to the Clerk of the Courts. Should the application not be granted, the tendered fee will be returned. Permission to appear *pro hac vice* may be withdrawn at any time. Such motion is not required for the purpose of having participating counsel's name appear on the pleadings. Unless otherwise ordered, all counsel admitted *pro hac vice* shall register with this Court for electronic filing. Admission *pro hac vice* does not entitle an attorney to appear as the "trial attorney" required by subsection (a) of this Local Rule.

6. Counsel Nicholas D. Conway's law firm (MICHAEL K. SUTHERLIN & ASSOCIATES) is already registered with this Court for electronic filing. Therefore, Plaintiff respectfully asks that this be considered substantial compliance with the applicable portion of Rule 83.4(c).

7. The required fee of fifty dollars (\$50), along with an original and current Certificate of Good Standing issued from the Indiana Supreme Court, is tendered with this motion.

WHEREFORE, Ohio counsel for the Plaintiff and the Plaintiff, Mary E. Lentz, respectfully request the Court to grant leave for Nicholas D. Conway to appear *Pro Hac Vice* on behalf of the Plaintiff in this action.

Respectfully Submitted,


Lynn D. Pundzak
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the following
counsel of record by first class mail, postage prepaid, this 24th day of May 2005:

Michael K. Sutherlin
Nicholas D. Conway
MICHAEL K. SUTHERLIN & ASSOCIATES
P.O. Box 441095
Indianapolis, IN 46244-1095

Deborah S. Adams
Jack B. Harrison
FROST BROWN TODD LLC
2200 PNC Center
201 East Fifth Street
Cincinnati, OH 45202-4182


Lynn D. Pundzak

Lynn D. Pundzak
Attorney at Law
Suite 999, Second National Bldg.
830 Main Street
Cincinnati, OH 45202
Office: (513) 564-9999
Fax: (513) 345-4703

EXHIBIT #1

SUPREME COURT OF THE STATE OF INDIANA



Certification

STATE OF INDIANA, SS:

I, David C. Lewis, Clerk of the Supreme Court
of Indiana, do hereby certify that

NICHOLAS DAVID CONWAY

is a member of the bar of said Court since admission on
OCTOBER 20th 2003, and is in good
standing therein.

GIVEN under my hand and the seal of said Court at Indianapolis,
Indiana, this 20th day of MAY, 20 05.

DAVID C. LEWIS
CLERK, SUPREME COURT OF INDIANA

Tue May 24 16:45:18 2005

UNITED STATES DISTRICT COURT

CINCINNATI, OH

Receipt No. 100 426892
Cashier ml1

Tender Type CHECK

Check Number: 1011

Transaction Type C

Case No./Def No. 1:05-LB-ATTY / 1

| DO Code | Div No | Acct |
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| 4661 | 1 | 5853XX |

Amount \$ 50.00

MICHAEL SUTHERLIN & ASSOC

PRO HAC VICE 1:01-CV-599

Tue May 24 16:45:18 2005

Check No. 1011
Amount \$ 50.00
Pay any Federal Reserve Bank or
General Depository for credit to
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